GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - MA&UD Department – Nandigama Nagar Panchayat - Allegations of irregularities in entrustment and execution of works taken up under SC/ST Sub-Plan in Nandigama Nagara Panchayat and inferior quality of the CC Road works,- Departmental Proceedings initiated against Sri A.J.Mathew, the then Municipal Commissioner (now Retd), - Inquiry conducted – Imposition of a penalty of "withholding of 2% pension for a period of three (3) years – orders – issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (Vig.II) DEPARTMENT

G.O.Rt.No.190 **Dated.14/02/2024.**

Read the following:-

1. From the D.G., G.A. (V&E) Department, Vigilance Report No.18, (164/V&E/E/2018),dated 27.02.2018.
2. G.O.Rt.No.992, M.A. & U.D. (Vig.II.1) Dept., dt:29.10.2018.
3. G.O.Rt.No.993, M.A. & U.D. (Vig.II.1) Dept., dt:29.10.2018.
4. WSD of Sri A.J. Mathew, the then Commissioner (now retired), Nandigama Nagara Panchayat, dated 11-02-2019
5. G.O.Rt.No.275, M.A. & U.D. (Vig.II.1) Dept., dt:27.03.2019.
6. From Sri J.V.Rama Krishna, Superintending Engineer & Inquiry Officer, VMC, Vjy, Lr. No.Rc.CE-114426/2015-4/2020, dt:27.05.2020.
7. Govt. Memo.No.1189264/Vig.II/2018, dated 05.12.2022.
8. Written representation of Sri A.J.Mathew, the then Municipal Commissioner (now Retd), Nandigama Nagara Panchayat, dt:27.01.2023.
9. Govt. Memo.No.1189264/Vig.II/2018/A1(E-437594)-1, dated 26.07.2023.
10. Written representation of Sri A.J.Mathew, the then Municipal Commissioner (now Retd), Nandigama Nagara Panchayat, dt:04.09.2023.

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O R D E R:

Based on the report of G.A. (V&E) Department, in the reference 1st read above, disciplinary action was initiated against Sri A.J.Mathew, the then Municipal Commissioner (now Retired), Nandigama Nagara Panchayat, on the allegations of irregularities in entrustment and execution of works taken up under SC/ST Sub-Plan in Nandigama Nagara Panchayat, vide reference 3rd read above.

2. In the reference 4th read above, the Charged Officer (CO) submitted his written statement of defense (WSD) and among others, requested the Government to drop further action in the matter. As the WSD of the C.O., is not convincing, Government decided to conduct a regular inquiry, by appointing an Inquiry Officer.

3. Accordingly, in the reference 5th read above, Government appointed an Inquiry Officer to inquire into the charges framed against Sri A.J.Mathew, the then Municipal Commissioner (now Retd), Nandigama Nagara Panchayat, and 2 others. In the reference 6th read above, the Inquiry Officer submitted his report stating that all the charges framed against Sri A.J.Mathew, the then M.C (now retired) are not held proved.

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4. Government after careful examination of the Inquiry Report, submitted by the Inquiry Officer, observed certain disagreement factors and accordingly, disagreed with the findings of Inquiry Officer.

5. In the reference 7th read above, a copy of inquiry report along with disagreement factors was communicated to the charged officer Sri A.J.Mathew, the then Municipal Commissioner (now Retd), Nandigama Nagara Panchayat, with a direction to submit his written representation, if any, on the findings of the Inquiry Officer and the disagreement factors observed by the Government, in terms of Rule 21 (2) of APCS (CCA) Rules, 1991. In the reference 8th read above, the charged officer submitted his written representation, requesting to drop further action against him.

6. After examination of the written representation of Charged Officer; keeping in view the reports of Inquiring Authority / Technical Officer, disagreement factors and deficiencies/ recovery effected from the contractors as observed for three works; it has provisionally decided to impose a penalty of "withholding of 2% pension for a period of three (3) years" against Sri A.J.Mathew, the then Municipal Commissioner (now Retd), Nandigama Nagara Panchayat, in terms of Rule-9 of AP Revised Pension Rules, 1980, since the written representation is not convincing.

7. In the reference 9th read above, a show cause notice has been issued to Sri A.J.Mathew, the then Municipal Commissioner (now Retd), Nandigama Nagara Panchayat, with a direction to show cause as to why the penalty proposed at para-6 above shall not be imposed against him under Rule 9 of A.P. Revised Pension Rules,1980. In reply, the Charged Officer submitted his explanation in the reference 10th read above, wherein among others, has requested to drop the proposed penalty as he retired from service more than three years back and there is no fault established against him in the inquiries.

8. Government, after careful examination of the matter, have decided to impose a penalty of "withholding of 2% pension for a period of three (3) years against Sri A.J.Mathew, the then Municipal Commissioner (Retd), as he has not put forth any new valid grounds for consideration. His explanation is nothing but reiteration of his written representation submitted on the disagreement factors on the findings of the Inquiry Officer which were communicated along with Inquiry Report to him.

9. Accordingly, Government hereby impose a penalty of "withholding of 2% pension for a period of three (3) years" against Sri A.J.Mathew, the then Municipal Commissioner (now Retired), under Rule-9 of A.P. Revised Pension Rules, 1980.

10. The Commissioner & Director of Municipal Administration, A.P., Mangalagiri shall take necessary further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Y. SRILAKSHMI
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri A.J.Mathew, the then Municipal Commissioner (now Retd),
- through the Commissioner & Director of Municipal Administration,
Vaddeswaram Village, Mangalagiri.

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The Commissioner & Director of Municipal Administration,
Vaddeswaram Village, Mangalagiri

Copy to:

The Secretary to A.P. Vigilance Commission, 5th Block, A.P. Secretariat.
The G.A. (V&E) Department, A.P., RTC Complex, Vijayawada.
The Principal Accountant General (A&E), A.P.,
Stalin Central Mall, 7th floor, M.G. Road.,
Governor Pet, Vijayawada.
The Pay and Accounts Officer,
Plot. No. 11, KJ Systems Building,
Near APIIC IT Park, Mangalagiri.
SF/SCs.

//FORWARDED BY ORDER//

SECTION OFFICER.